

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

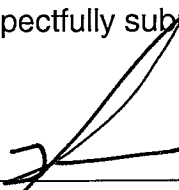
In the Matter of the Consideration of Adoption)
of the PURPA Section 111(d)(13) Fossil Fuel)
Generation Efficiency Standard as Required by)
Section 1251 of the Energy Policy Act of 2005)

Case No. EO-2006-0495

RESPONSE OF AQUILA, INC.

In response to the Missouri Public Service Commission's (Commission) "Order Granting Leave to Withdraw Motion and Directing Filing of Additional Pleadings," dated December 26, 2006, Aquila, Inc. ("Aquila" or "Company"), hereby adopts its November 10, 2006, response to the Commission Staff's "Motion to Open Rulemaking Docket." Aquila believes the positions stated in that response accurately and adequately reflect the Company's position on the threshold question of whether the prior state action exemption applies to the Fossil Fuel Generation Efficiency Standard that was included in the "Energy Policy Act of 2005," and that no supplementation of those positions is necessary at this time.

Respectfully submitted,



L. Russell Mitten MBE #27881
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166 voice
(573) 635-3847 facsimile
Email: rmitten@brydonlaw.com

ATTORNEYS FOR AQUILA, INC.

Certificate of Service

The undersigned hereby certifies that a true copy of the foregoing document was served upon the following by electronic mail, facsimile or U.S. mail, postage prepaid, this 9th day of February, 2007:

General Counsel Office
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102

Mills Lewis
Office Of Public Counsel
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102

Frey Dennis
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102

Woodsmall David
AG Processing, Inc
428 E. Capitol Ave., Suite 300
Jefferson City, MO 65102

Conrad W Stuart
AG Processing, Inc
3100 Broadway, Suite 1209
Kansas City, MO 64111

Kurtz M David
AmerenUE
111 S. Ninth St., Suite 200
P.O. Box 918
Columbia, MO 65205-0918

Lowery B James
AmerenUE
111 South Ninth St., Suite 200
P.O. Box 918
Columbia, MO 65202-0918

Byrne M Thomas
AmerenUE
1901 Chouteau Avenue
P.O. Box 66149 (MC 1310)
St. Louis, MO 63166-6149

Mitten L Russell
Aquila Networks
312 E. Capitol Ave
P.O. Box 456
Jefferson City, MO 65102

Robertson B Henry
Audubon Missouri
705 Olive Street
Suite 614
St. Louis, MO 63101

Henry G Kathleen
Audubon Missouri
705 Olive Street, Suite 614
St. Louis, MO 63101

Henry Kathleen
Concerned Citizens of Platte County
705 Olive Street, Suite 614
St. Louis, MO 63101

Robertson B Henry
Concerned Citizens of Platte County
705 Olive Street
Suite 614
St. Louis, MO 63101

Mitten L Russell
Empire District Electric Company,
The
312 E. Capitol Ave
P.O. Box 456
Jefferson City, MO 65102

Robertson B Henry
Heartland Renewable Energy
Society
705 Olive Street
Suite 614
St. Louis, MO 63101

Henry G Kathleen
Heartland Renewable Energy
Society
705 Olive Street, Suite 614
St. Louis, MO 63101

Fischer M James
Kansas City Power & Light
Company
101 Madison--Suite 400
Jefferson City, MO 65101

Blanc D Curtis
Kansas City Power & Light
Company
1201 Walnut, 20th Floor
Kansas City, MO 64106

Robertson B Henry
Mid-Missouri Peaceworks
705 Olive Street, Suite 614
St. Louis, MO 63101

Henry G Kathleen
Mid-Missouri Peaceworks
705 Olive Street, Suite 614
St. Louis, MO 63101

Woods Shelley
Missouri Department of Natural
Resources
P.O. Box 899
Jefferson City, MO 65102-0899

Vuylsteke M Diana
Missouri Industrial Energy
Consumers
211 N. Broadway, Suite 3600
St. Louis, MO 63102

Robertson B Henry
Ozark Energy Services
705 Olive Street
Suite 614
St. Louis, MO 63101

Henry G Kathleen
Ozark Energy Services
705 Olive Street, Suite 614
St. Louis, MO 63101

Woodsmall David
Praxair, Inc.
428 E. Capitol Ave., Suite 300
Jefferson City, MO 65102

Conrad W Stuart
Praxair, Inc.
3100 Broadway, Suite 1209
Kansas City, MO 64111

Woodsmall David
Sedalia Industrial Energy Users
Association
428 E. Capitol Ave., Suite 300
Jefferson City, MO 65102

Conrad W Stuart
Sedalia Industrial Energy Users
Association
3100 Broadway, Suite 1209
Kansas City, MO 64111

Robertson B Henry
Sierra Club
705 Olive Street, Suite 614
St. Louis, MO 63101

Henry G Kathleen
Sierra Club
705 Olive Street, Suite 614
St. Louis, MO 63101

_____/s/_____
L. Russell Mitten